

RCRA REVISION CHECKLIST 116

Hazardous Soil Case-By-Case Capacity Variance

57 FR 47772-47776

October 20, 1992

(RCRA Cluster III, HSWA provisions)

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE

PART 268 - LAND DISPOSAL RESTRICTIONS

SUBPART C - PROHIBITIONS ON LAND DISPOSAL

WASTE SPECIFIC PROHIBITIONS--THIRD THIRD WASTES

delete "inorganic solid debris as defined in 40 CFR 268.2(g) (which also applies to chromium refractory bricks carrying the EPA Hazardous Waste Numbers K048-K052);"	268.35(c)					
delete ", and soil or debris contaminated with hazardous wastes listed in 40 CFR 268.10, 268.11, and 268.12 that are mixed radioactive/hazardous wastes,"; after "prohibited from land disposal" add ", except as provided in paragraph (e) of this section"	268.35(d)					
old 268.35(e) becomes 268.35(e)(1); new paragraph states "Subject to applicable prohibitions in §§ 268.30, 268.31, and 268.32, contaminated soil and debris are prohibited from land disposal as follows:"	268.35(e)					

RCRA REVISION CHECKLIST 116:
Hazardous Soil Case-by-Case Capacity Variance (cont'd)

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
former 268.35(e) with these changes: add "(including such wastes that are mixed radioactive hazardous wastes)" between "268.12" and ", debris"; replace "are established in subpart D of this part" with "established in subpart D of this part (including such wastes that are mixed radioactive hazardous wastes)"	268.35(e)(1)					
effective May 8, 1993, hazardous soil having treatment standards in 268 Subpart D based on incineration, mercury retorting or vitrification, and soils contaminated with hazardous wastes listed in 40 CFR 268.10, 268.11 and 268.12 that are mixed radioactive hazardous wastes, are prohibited from land disposal	268.35(e)(2)					